



TITLE: Deductions for Caltrans IQA Design

DATE: 04/26/2017

PROJECT: Construction Package No. 2-3

CONTRACT NO: HSR13-57

CONTRACTOR: Attn: Michael Costa
Dragados / Flatiron Joint Venture
1775 Park St, Bldg 75
Selma, CA 93662

DESCRIPTION OF CHANGE:

Per the Standard Agreement between the AUTHORITY and CALTRANS, these parties have agreed that CALTRANS will bill its costs associated with the CP 2-3 project directly to the Authority. Further, according to this Standard Agreement, EXHIBIT B, BUDGET DETAIL AND PAYMENT AND PROVISIONS, Section 1, Invoicing, the Authority shall reimburse the Third Party (CALTRANS) directly for the cost of CALTRANS performing independent quality assurance (IQA) of work products produced by DFJV during the Plans, Specifications and Estimate (PS&E), Right of Way (R/W) and Construction phases CONTRACT NO: HSR13-57.

Therefore, Book I, Part B.2 - General Provisions, Section 49.3.2.1, "Reimbursement by the Contractor" of CONTRACT NO: HSR13-57 between the Authority and DFJV shall not apply to the WORK referenced in Attachment A of this change order.

The change does not remove field scope of work for the Contractor. No change to the project duration is required as a result of this change.

PCO	Payment Item	Description	Quantity	Units	Unit Price	Net Amount	Time Adj. (Days)
	00001	The Authority shall deduct the lump sum cost of \$4,800,000.00 from the Contract to reimburse CALTRANS directly for the independent quality assurance during Design Phase only, based on an estimate prepared by CALTRANS as shown in Attachment B of this Change Order.	1.0	LS (\$4,800,000.00)		(\$4,800,000.00)	0
Total: (\$4,800,000.00)							0

ATTACHMENTS:

Initials Acknowledging Page 1 of 2

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by

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Release of Claims

Except as modified by this Change Order, all terms and conditions of the Contract, as previously modified, remain unchanged and in full force and effect. The parties agree that this Change Order is a final and equitable adjustment of the Contract time and Contract amount and constitutes a mutual accord and satisfaction of all claims, current or future, of whatever nature caused by or arising out of the facts and circumstances surrounding this Change Order including, but not limited to, direct, indirect and consequential costs; additional time for performance; and the impact of the modifications specified in this Change Order, alone or taken with other changes, on the unchanged Work.

Contractor's Sworn Certification

By executing this Change Order for the Contractor below, the undersigned for the Contractor certifies as true, under penalty of perjury (under the laws of California, executed in Fresno, California), as follows:

This Change Order is made in good faith and in accordance with the terms of the Contract.

The amount of time and/or compensation requested accurately reflects the appropriate adjustments and includes all known and anticipated impacts or amounts that may be incurred as a result of the event or matter giving rise to such proposed change.

The Contractor has no reason to believe and does not believe that the factual basis for this Change Order is falsely represented.

The Contractor has investigated the basis for each Subcontractor claim and has determined that each such claim is justified as to entitlement and amount of money and/or time requested and has no reason to believe and does not believe that the factual basis for the Subcontractor's claim is falsely represented.

Subcontractor's Sworn Certification(s):

Attached as _____ [indicate "none" if no such Subcontractors are involved] are sworn certifications from each Subcontractor involved in the Work or event contemplated by this Change Order in the form above.

Dragados / Flatiron Joint Venture

Acceptance by

Signature

Unilateral Change Order

Date

California High-Speed Rail Authority

Submitted by

Signature



Charlie Guess - DB Oversight Manager

Date

4-24-17

Recommended by

Signature



Jorge Granados - Design & Construction Manager

Date

4/24/17

Approval by

Signature



Terry Ogle - Director of Design and Construction

Date

4/25/17

Initials Acknowledging Page 2 of 2

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by
			